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HONORABLE FREDERICK P. CORBIT

HEARING DATE: March 25, 2025
HEARING TIME: 1:30 p.m. Pacific
LOCATION: Via Zoomgov.com

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF WASHINGTON

In re

1 MIN, LLC; HOTEL AT SOUTHPORT,
LLC; and TWELFTH FLOOR, LLC,

Debtors.

Chapter 11

Lead Case No. 24-01519
(Jointly Administered)

**AP DEFENDANTS'
MOTION TO DISMISS THE
COMPLAINT AND NOTICE
THEREOF**

TO: MATTHEW J. LIVINGSTON, of REID & WISE LLC, counsel for
Plaintiffs
AND TO: JEREMY E. ROLLER, of ARETE LAW GROUP PLLC, counsel for
Plaintiffs
AND TO: CLERK OF THE COURT
AND TO: U.S. TRUSTEE'S OFFICE
AND TO: PARTIES IN INTEREST
AND TO: ALL PARTIES REQUESTING SPECIAL NOTICE

PLEASE TAKE NOTICE that, upon the **Memorandum of Law in Support of AP Defendants' Motion to Dismiss the Complaint** (the "Motion"), the accompanying Declaration of Jason I. Kirschner and exhibits attached thereto, and all prior pleadings and proceedings herein, Defendants 1 Min, LLC, Hotel at Southport, LLC, Twelfth Floor, LLC and WF CREL 2020 Grantor Trust (collectively the "AP Defendants"), respectfully move this Court for an order dismissing the Complaint [Docket Entry No. 1] with prejudice, pursuant to Federal Rule of Civil Procedure 12(b)(6), incorporated herein by Federal Rule of Bankruptcy Procedure 7012.

AP DEFENDANTS' MOTION TO DISMISS THE
COMPLAINT AND NOTICE THEREOF – Page 1

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PLEASE FURTHER TAKE NOTICE that an in-person hearing on the Motion is scheduled to be held on **Tuesday, March 25, 2025, commencing at 1:30 p.m. prevailing Pacific Time.** Any party that wishes to appear at or attend the hearing remotely may participate via video conference by following the link below:

Via ZoomGov at:

<https://www.zoomgov.com/j/1606922376>

(Telephone: (669) 254-5252)

Meeting ID: 1606922376

See also: <https://www.waeb.uscourts.gov/judge/judge-frederick-p-corbit>

The date, time and place of this hearing is subject to change, and notice of any change shall be given only to parties who have filed objections to the Motion or who have specifically requested just notice in writing.

PLEASE TAKE FURTHER NOTICE that IF YOU OPPOSE entry of the Motion to Dismiss, you must file your written response or objection with the Court Clerk and deliver copies to the undersigned counsel **NO LATER THAN Tuesday, March 18, 2025**. If you do not timely file a response or objection, the Court may enter a final order approving the Motion without further notice to you.

PLEASE TAKE FURTHER NOTICE that, under Rule 7012(b) of the Federal Rules of Bankruptcy Procedure, the AP Defendants consent to the entry of final orders or judgment by this Court.

[Signatures next page]

Dated: February 18, 2025

BUSH KORNFIELD LLP

/s/ James L. Day

James L. Day, WSBA #20474
Christine M. Tobin-Presser #27628
Jason Wax, WSBA #41944

Attorneys for the Debtors

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/s/ Darren R. Krattli

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*Counsel to WF CREL 2020 GRANTOR
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